

## PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.08US02

REITZ et al.

Application No.: 09/266,202

Examiner: Kyung S. Lee

Filed: March 10, 1999

Group Art Unit: 2832

For: ZINC OXIDE PARTICLES

NOTICE OF APPEALAssistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Appeals from the Office Action mailed January 16, 2002, finally rejecting claims 1-5, 7-9, and 25-30 in the above-identified patent application. The Commissioner is hereby authorized to charge Deposit Account No. 16-0631 in the amount of \$160.00 to cover the official fee for a small entity.

Respectfully submitted,

Peter S. Dardi, Ph.D.  
Registration No. 39,650

Customer No. 24113  
Patterson, Thuente, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-5746

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9319 on the date shown below.

April 16, 2002

Date

  
Shari R. Thorndike

04/

15:56 FAX

PATTERSON THUENTE SKAAR

001

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.  
4800 IDS Center, 80 South Eighth Street  
Minneapolis, Minnesota 55402-2100 USA

FACSIMILE COVER SHEET

TELEPHONE: (612) 349-5740                    TOLL FREE: 1-800 331-4537  
FACSIMILE: (612) 349-9266

TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 2

[ ] Original documents to follow by mail

[ X ] No originals will be sent

DATE: April 16, 2002

TO: Examiner Kyung S. Lee  
Group Art Unit: 2832

FAX #: 703-872-9319

PHONE #: 703-306-9060

---

Application No.: 09/266,202  
Applicant: Reitz et al.  
Due Date: April 16, 2002

OUR REF.: 2950.08US02

FROM: Peter S. Dardi, Ph.D.  
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Notice of Appeal.

Sincerely,

*Peter S. Dardi*

Peter S. Dardi, Ph.D.  
Reg. No. 39,650

FAX COPY RECEIVED

APR 16 2002

TECHNOLOGY CENTER 2800

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9319 on the date shown below thereby constituting filing of same.

April 16, 2002  
Date

*Shari R. Thorndike*  
Shari R. Thorndike

THIS FACSIMILE TRANSMISSION CONTAINS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE PARTY IDENTIFIED ABOVE. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE CALL PATTERSON, THUENTE, SKAAR & CHRISTENSEN COLLECT AT (612) 349-5740. DISTRIBUTION, REPRODUCTION OR ANY OTHER USE OF THIS TRANSMISSION BY ANY PARTY OTHER THAN THE INTENDED RECIPIENT IS STRICTLY PROHIBITED.